P. F. 126 of 93.

G. R. S. IX-5]

Previous references. 1893-94/192 (L. R.)

File No 120793

Serial Nos 1 to 5

Later references.

GENERAL AND REVENUE SECRETARIAT

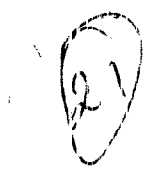
Serial Nos. 1 to 5

MEMO. May 1894.

SUBJECT.

Appeal of ~~Nanchipa~~ Rangayal Mallajuva, Chitaldrug taluk regarding Shanbhogi.

Indexed



M 26 of 1893-94

Appt
Rangappa
of Mallapur
Challakere Taluq

Respt
1 Channakesavappa
2 Channappa
under 91 A

One Gundappa Hanumanthappa Shanbhog of Nerwani & 5 others resgd in July 1870, & Respt 1 her daughter's son & requested that a registry might be made in her name. Her request was sanctioned & 1st Respt's father was ordered to do duties on behalf of the 1st Respt Being a minor— Gundappa died in 1890 leaving a will in which he declared that 1st Respt was almost an idiot, the Shanbhogue of Nerwani should go to 1st Appt, another daughter's son of Gundappa, that the Shanbhogue rights of Nerwani should go to 1st Respt's brother Hanumanthappa, & to her other sons & daughters sons Ramappa & Channappa— Basing on the will 1st Respt brought a suit, but both the Lower Courts

dismissed on the
grounds that it was
time barred after a period
of fifteen years which was
carried into effect.

Appellant's
~~unable to show~~
contention is that
the deceased was actually
the holder of the office,
though the registry was
nominally made in
the name of the 1st respt,
but ~~the position therefore~~
then plea cannot be
admitted, as he never
did the duties of the office
after he effected the
transfer — the appeal
is dismissed.

10/3/94

Pl is informed
that her appeal
has been dismissed

To the Secretary Res

This is one file to be transmitted to the Chief Secretary's office in order to the Revenue Officer of Rangapara at the Office Please send him this file to the Gl Clerk dealing with the case.

27/4/97

Sub Deputy Collector

Application seems not to have been disposed of. Enter in the Petition Book & Refer

23/4/97

and the Subscriber should then the Petition was sent to the Revenue Councillor on 15.12.96 this petition was received back with the orders is noted above.

30/4/97.

Sub Deputy Collector

This is the 2nd file that has been destroyed in March under the Process. It cannot be known as many such files there are all the Routine records have been destroyed & these 3 years' records are not less than average about

& there is only one year's re
remaining to be arranged (which
take about 10 or 12 days)

The pet[n] pending orders to an
application for renewal of may
I think be submitted to the
Commander after his return
from Portsmouth

M. 5/5/97.

It is now nearly
four years since Mr Gibb
-son worked
& no reminder seems
to have been received
Pls let me call
to have a good
perusal of the
papers. The Mason
Quarter Rs
orders seem not
called for. File

Please expedite
examination of
the records remain
ing to be arranged

7/5/97

Mrs Mayhew Secy

Mr Jones Records Mrs
Mayhew has not returned
he will report
proper next
Monday.

Pet
380

Dis 120 93

4-9-93

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM. (4)

The accompanying Petition No. 538

dated 19-8-93 received at the Dewan's Office from Shanbhog Rangappa of Hallasuru, Chikkaldevanahalli, Talak, appealing against the order of the Deputy Commissioner passed on Petition No 2 of 1892-93, regarding the office of Shanbhog of Koombévu.

L R 120-93

is forwarded, together with its two enclosures, to the Deputy Commissioner Chikkaldevanahalli District, for submission of Proceedings ~~with a report on the facts of the case and on the grounds taken in the petition~~

2 The Petition with the Enclosures should be returned

By Order,

Drafted
15 September 1893.

BANGALORE, ~~29~~ August 1893.

Chief Secretary

S.N.

M. G. C. P. Bangalore.—21-11-92—3,000.

(General Serial No. 32.)

1893.

No. 538

Name of Petitioner. Shanbhog Ranga

Village. Mallasura

Taluk. Chitaldroog

District. Do

Date of Arzi. 19-8-93

Date of Receipt. 21-8-93

Date of Disposal

No. of Enclosures. Two.

L R 120-93-1

Abstract.

Appeal against the Chitald
Deputy Commissioner's judgm
+ decree no. 2 of 1892-93, dated
12-6-93, on the ground that the
decision of the lower court is agai
the weight of evidence, that his
grandfather & the Appell
willed that his property should be
equally shared by his two brothers
Appellant filed the suit for the Sha
Bhogship of Koonabenu, that the
1st Respondent is not of sound
mind & has no claim for the

Shanbhog

Thumbhogalish, that it is clear from
the exhibits of both parties that
Gundappa retained the bark of the
Thumbhogalish till his death & that
the lower court erred in doubting
the genuineness of the
the will executed & registered by the
said Gundappa; & prays that
the decree of the lower Court
may be set aside & the Respondents
may be ordered to give up the right
of the disputed Thumbhog together
with the costs to the Appellant

23/8.

ಪಲಸೆಗಾಧಾರಾಶ್ರಯಲ್ಲಿಲ್ಲದಕರನಾಗಿರುವುದು ದಾಂಪತ್ಯಾಸಾಧನಕ್ಕೆಂದಲೇ ಅನಿಸಿಂದಾ
ಗಿಯಲಿ ಅಲ್ಲದಿರಲಿ ತ್ಯಾಜ್ಯಕರ್ಮಗಳು ವಾದಿಪ್ರತಿವಾದಿಗಳಲ್ಲಾಗಿರುವುದು ದಾಂಪತ್ಯಕ್ಕೆ
ನಾಗಿರುವುದಲ್ಲದಿರುವುದು ತ್ಯಾಜ್ಯವೇ ——

ಪರಜಿನಲೆಕ್ಕೆಗೊಡಿರುವನೆಂಬ ಕಾರಣದಿಂದ ವಾದಿಯು ಪ್ರತಿವಾದಿಯ ಮೇಲೆ ಪ್ರಯೋಗ
ಮಾಡಿದ್ದಾಗಿ ಕಲ್ಪಿಸಿಕೊಂಡಾಗಲೀ ಅಲ್ಲದೆ ಪ್ರತಿವಾದಿಯು ವಾದಿಯ ಕೈಯ್ಯಲ್ಲಿ ಪರಜಿನ
ಕಸಿದುಕೊಂಡಿದ್ದನೆಂದು ಕಲ್ಪಿಸಿಕೊಂಡಾಗಲೀ ಪ್ರಯೋಜನವಿಲ್ಲ ಕಾರಣವೇನೆಂದರೆ ಪರಜಿನ
ವು ಕರಣವು ಇಚ್ಛೆಯಿಂದಿದ್ದಲ್ಲಿ ಕ್ರಿಯಾಜನ್ಯವಾಗಿ ಫಲಾಭಿಸಂಧಿಯಿಂದ ಕೂಡಿದ್ದಾಗಿ
ರುವುದರಿಂದಲೂ ಅಲ್ಲದೆ ವಾದಿಯಲ್ಲಿಗಲೀ ಪ್ರತಿವಾದಿಯಲ್ಲಿಗಲೀ ಪರಜಿನವು
ಕ್ರಿಯಾಜನ್ಯವಾಗಿಯೂ ಫಲಾಭಿಸಂಧಿಯಿಂದ ಕೂಡಿದ್ದಾಗಿಯೂ ಇಲ್ಲದಿರುವುದರಿಂದ
ಪ್ರತಿಬಂಧವಿಲ್ಲದೆ ಪರಜಿನವು ಪ್ರತಿವಾದಿಯಲ್ಲಿಗೆ ಸಂಪ್ರಾಪ್ತವಾಗಿರುವುದರಿಂದ
ಪರಿತ್ಯಾಗಕ್ರಿಯೆ ಆಗದಿರುವುದರಿಂದ ——

ಪಲಸೆಯು ಪ್ರತಿಗ್ರಹಾದಿಗಳಲ್ಲಿ ಸಂಪ್ರಾಪ್ತವಾಗಿರುವುದಾಗಿಯೂ ಪ್ರತಿಗ್ರಹಾದಿಗಳಲ್ಲಿ
ದಿಕ್ಕೆಸರಿಂದ ಕಿತ್ತಿದ ನಭ್ಯಾಗಮನದಲ್ಲಿ ಪರಿಣಾಮದಲ್ಲಿ ಕಾರಣವಾಗಿರುವ ಕಾರಣಕ್ರಿಯೆಯು ದಾಂಪ
ತ್ಯಾಂಗವಾಗಿರುವುದರಿಂದಲೂ ಪಲಸೆಯು ಪ್ರತಿಗ್ರಹಾದಿಗಳಲ್ಲಿ ಸಂಪ್ರಾಪ್ತವಾಗಿರುವುದರಿಂದ
ಪರಜಿನವು ಪ್ರತಿವಾದಿಯಲ್ಲಿಗೆ ಸಂಪ್ರಾಪ್ತವಾಗಿರುವುದರಿಂದಲೂ ಪರಜಿನವು ಪ್ರತಿವಾದಿಯ
ಪರಿತ್ಯಾಗಕ್ರಿಯೆಯಿಂದ ಕೂಡಿರುವುದರಿಂದಲೂ ಪರಜಿನವು ಪ್ರತಿವಾದಿಯ ಪರಿತ್ಯಾಗಕ್ರಿಯೆ
ಯಿಂದ ಕೂಡಿರುವುದರಿಂದಲೂ ಪರಜಿನವು ಪ್ರತಿವಾದಿಯ ಪರಿತ್ಯಾಗಕ್ರಿಯೆಯಿಂದ ಕೂಡಿ
ರುವುದರಿಂದಲೂ ಪರಜಿನವು ಪ್ರತಿವಾದಿಯ ಪರಿತ್ಯಾಗಕ್ರಿಯೆಯಿಂದ ಕೂಡಿರುವುದರಿಂದಲೂ
ಪರಜಿನವು ಪ್ರತಿವಾದಿಯ ಪರಿತ್ಯಾಗಕ್ರಿಯೆಯಿಂದ ಕೂಡಿರುವುದರಿಂದಲೂ ಪರಜಿನವು
ಪ್ರತಿವಾದಿಯ ಪರಿತ್ಯಾಗಕ್ರಿಯೆಯಿಂದ ಕೂಡ

(General Serial No. 30.)

8

4099.

1893. 23 SEP. 93

P 196

From The Deputy Commissioner
Chitaldroog District

(5)

L.R. 120-93-3.

To Government

The Chief Secretary to the ~~Dewan~~ of Mysore.

Dated 20th September 1893.

Despatched

Received

Enclosures No. 3 Petition of Accused with Enclosures

General No. 230 Proceedings

No. 177

with reference to the Official Memorandum No. 1552 dated 1st October 1893, has the honour to submit the - with the Original and Appeal records connected with the Chandagi Affair of the Karadkum Village, Chitaldroog District.

I have the honour to be,
Sir,
Your most obedient
Humble Servant
The Deputy Commissioner
Chitaldroog District

Peter Boo Nun
28/9

Post the case for hearing 11th 8/21/94

Criminal Appeal case No. 2 of 1893-94.

Posted 6-8-3-94.

Before the Government of *His Highness* the Maharaja of Mysore.

(7)

Appeal No. 26 of 1893-94

Appellant.	Vs.	Respondent.
Langappa of Mullapur Chitaldrug Taluk		1. Chenna Kesavappa 2 Chennappa Uncle of 1st.

L.R. 120-93-4

Decision. of 15th March 1894.

One Fundappa Halldar Shan-
bhog of Turuvanur and ~~Koombere~~ ~~five other~~
villages, made a gift of his right in
July 1870 to 1st Respondent his daughter's
son and requested that the registry
might be made in his name. His
request was sanctioned and 1st Respondent's
father was ordered to do duties on behalf
of the 1st Respondent then a minor.
Fundappa died in 1890 leaving a will
in which he declared that since 1st
Respondent was almost an idiot,
the Shanbhogi of Koombéru should
be Appellant, another daughter's
son of Fundappa, that the Shanbhogi

and

right of Surveyor Lands to 6th Respondent's brother Hanumanta Row and to his other daughters Sons Ramappa and Krishnappa - Based on this will, appellant Complainant said, but the Lower Courts dismissed it on the ground that the will could not alter a prior gift which was carried into Effect.

Appellant's contention is that the deceased was virtually the holder of the office, though the Resignation was nominally made in the name of the 1st Respondent, but this plea cannot be admitted, as he never did the duties of the office after he effected the transfer -

The appeal is dismissed.

By order

22/5/94

Asst Chief Secretary

Re 20197 / P.F. 126-93 & 21-5-94 / 25

Print in Abstract

(they forwarded to the Dy. Commissioner Chitaldrug Dist. with proceedings Cab. - mailed into his no. 235/199 of 20th Septr. 93

2-L-J 5-6-94

By order

Asst. 1713

Chief Secretary

PETITION DEPARTMENT
Read, and
5381
DATE
21-8-93

(2 ನೇ ಪುಟಕ್ಕೆ) ಮುಂದುವರಿದಿದೆ

ನಾನು ಸಹ ಅಲ್ಲಿಂದ ನಡೆದು ಸ್ವಲ್ಪ ದೂರದಲ್ಲಿ ಹೋಗುತ್ತಿದ್ದಾಗ ಸಮಯ ಸುಮಾರು ಬೆಳಿಗ್ಗೆ 8 ಗಂಟೆ ಸಮಯದಲ್ಲಿ ಮೃತ ಹೊಂದಿದ ಮಗನ ತಂದೆಯಾದ ಮಾನ್ಯ ಶ್ರೀ ಮಲ್ಲಿಕಾರ್ಜುನ ಸ್ವಾಮಿ ಇವರು ಅಳುತ್ತಾ ಬರುತ್ತಿದ್ದರು ಅವರನ್ನು ನಾನು ಕೇಳಿದಾಗ ಅವರು ನನಗೆ ತಿಳಿಸಿದ್ದೇನೆಂದರೆ ನನ್ನ ಮಗನಾದ ಮೃತ ಹೊಂದಿದ ಶ್ರೀ ಸಂಗಮೇಶ ಸ್ವಾಮಿ ಇವರು ಬೆಳಿಗ್ಗೆ ಸುಮಾರು 6 ಗಂಟೆ ಸಮಯದಲ್ಲಿ ಮನೆಯಿಂದ ಹೊರಗೆ ಹೋಗಿದ್ದು ಅಲ್ಲಿಂದ ಸುಮಾರು 7 ಗಂಟೆ ಸಮಯದಲ್ಲಿ ಮನೆಯಿಂದ

No. 538
26/93-94

25-5-94

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT,

21-5-1894
25

Endorsement granted to Shanbhog Ramappa Veerappa Gadag Chikkaderoogatalu

in reply to his appeal Petition Registered No. 538 dated 8th August
26/93-94
respecting the office of Shanbhogue of Veeranur

Petitioner is informed that his appeal has been rejected.

Enclosures are returned.

ed 18/5/94

L.R. 120-93-5

"By Order"

Draft
ms
17/3

22/5/94

Chief Secretary.

Mysore Govt. Central Press, Bangalore,—9-2-93—2000.